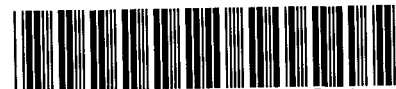


# SWIDLER BERLIN SHEREFF FRIE

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October 1, 2001

## VIA OVERNIGHT DELIVERY

Arizona Corporation Commission  
Docket Control Center  
1200 West Washington Street  
Phoenix, AZ 85007-2996

Re: Docket No. T-03987A-01-0109: El Paso Networks, L.L.C. Indemnity  
Bond Filing

Ladies and Gentlemen:

On behalf of El Paso Networks L.L.C. ("EPN"), enclosed please find an original and ten (10) copies of EPN's \$100,000 Indemnity Bond filed in compliance with the Commission's Opinion and Order ("Order") issued on June 20, 2001.

Please date stamp the enclosed extra copy of this filing and return it in the self-addressed, postage-paid envelope provided. Should you have any questions concerning this filing, please do not hesitate to contact Tony Lee at (202) 424-7798.

Respectfully submitted,

Tony S. Lee  
Michael Schunck

Counsel for El Paso Networks, L.L.C.

Enclosures

Arizona Corporation Commission

DOCKETED

OCT 02 2001

DOCKETED BY	
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INDEMNITY BOND

ORIGINAL

We, El Paso Networks, L.L.C., as Principal, and Liberty Mutual Insurance Company, as Surety, are bound to the Arizona Corporation Commission in the amount of One Hundred Thousand and No/100 Dollars (\$100,000.00). The payment of the penal sum shall bind the Principal and Surety, their heirs, legal representatives, successors, and assigns, jointly and severally, under these obligations.

The Principal is or will be doing business in Arizona as a telecommunications carrier, providing local and long distance intrastate telecommunications services. This obligation covers prepayment or deposits for services pursuant to the Principal's services and is filed pursuant to Arizona Corporation Commission Decision No. 63930.

The condition of this obligation is as follows: If the Principal faithfully performs all services as a telecommunication carrier and complies with all laws of the State of Arizona pertaining to telecommunications services and provides services in accordance with its legal obligations and agreements, then this obligation shall be void; otherwise, it shall remain in effect.

Liability for this undertaking commences on September 5, 2001 and shall be continuous unless the Surety, by certified mail, notifies the Principal and the Arizona Corporation Commission that the surety bond has been canceled. The cancellation notice shall state that the surety bond will be canceled. The cancellation notice shall state that the surety bond will be canceled thirty (30) days after the receipt of the cancellation notice. In no event shall the aggregate liability of the Surety accumulate for each successive annual report period during which the bond is in force but, for losses during any annual report period, shall be limited in the aggregate to the bond amount stated or changed by appropriate endorsement or rider.

The liability of the Surety for any violation of the obligations hereof by the Principal during the period of time the bond remains in effect shall remain in force thereafter for such period of time as may be permitted under the laws of the State of Arizona. Bonding requirements may be increased or decreased by the Commission within thirty (30) days after receipt of each annual report.

IN WITNESS WHEREOF, the Principal and Surety have hereunto set their hands and seals, and such of them as are corporations have caused their corporate seals to be hereunto affixed and these presents to be signed by their proper officers, this 5<sup>th</sup> day of September, 2001.

**El Paso Networks, L.L.C.**

By: Robert W. Baker

Robert W. Baker, Sr. Managing Director  
& General Counsel

**Liberty Mutual Insurance Company**

By: Suzanne Holden

Suzanne Holden, Attorney-In-Fact

Countersigned By: Laura Mary Kessler  
Laura Mary Kessler

This Power of Attorney limits the act of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

LIBERTY MUTUAL INSURANCE COMPANY  
BOSTON, MASSACHUSETTS

POWER OF ATTORNEY

KNOW ALL PERSONS BY THESE PRESENTS: That Liberty Mutual Insurance Company (the "Company"), a Massachusetts mutual insurance company, pursuant to and by authority of the By-law and Authorization hereinafter set forth, does hereby name, constitute and appoint, **PATRICK D. DINEEN, HEIDI BOCKUS, KRISTA M. STROMBERG, THOMAS J. JOCHUMS, KATHIE L. WIEGERS, TEVY LOR, JAY A. MILEY, SUZANNE HOLDEN, APRIL L. CHAMPAGNE, ALL OF THE CITY OF SEATTLE, STATE OF WASHINGTON** .....

....., each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations in the penal sum not exceeding **TWENTY-FIVE MILLION AND 00/100\*\*\*\*\* DOLLARS (\$ 25,000,000.00\*\*\*\*\*)** each, and the execution of such bonds or undertakings, in pursuance of these presents, shall be as binding upon the Company as if they had been duly signed by the president and attested by the secretary of the Company in their own proper persons.

That this power is made and executed pursuant to and by authority of the following By-law and Authorization:

ARTICLE XVI - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer or other official of the company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the company by their signature and execution of any such instruments and to attach thereto the seal of the company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

By the following instrument the chairman or the president has authorized the officer or other official named therein to appoint attorneys-in-fact:

Pursuant to Article XVI, Section 5 of the By-laws, Assistant Secretary Garnet W. Elliott is hereby authorized to appoint such attorneys-in-fact as may be necessary to act in behalf of the company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

That the By-law and the Authorization above set forth are true copies thereof and are now in full force and effect.

IN WITNESS WHEREOF, this instrument has been subscribed by its authorized officer and the corporate seal of the said Liberty Mutual Insurance Company has been affixed thereto in Plymouth Meeting, Pennsylvania this 15th day of August, 2001.

LIBERTY MUTUAL INSURANCE COMPANY

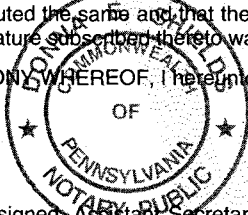
By Garnet W. Elliott  
Garnet W. Elliott, Assistant Secretary

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF MONTGOMERY

SS

On this 15th day of August, A.D. 2001, before me, a Notary Public, personally came the individual, known to me to be the therein described individual and officer of Liberty Mutual Insurance Company who executed the preceding instrument, and he acknowledged that he executed the same and that the seal affixed to the said preceding instrument is the corporate seal of said company; and that said corporate seal and his signature subscribed thereto was duly affixed and subscribed to the said instrument by authority and direction of the said company.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix my official seal at Plymouth Meeting, PA, the day and year first above written.



NOTARIAL SEAL  
DONNA E. SHIELDS, Notary Public  
Plymouth Twp., Montgomery County  
My Commission Expires Feb. 2, 2002  
CERTIFICATE

Donna E. Shields  
Notary Public

I, the undersigned, Assistant Secretary of Liberty Mutual Insurance Company, do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy, is in full force and effect on the date of this certificate; and I do further certify that the officer who executed the said power of attorney was one of the officers specially authorized by the chairman or the president to appoint any attorney-in-fact as provided in Article XVI, Section 5 of the By-laws of Liberty Mutual Insurance Company.

This certificate may be signed by facsimile under and by authority of the following vote of the board of directors of Liberty Mutual Insurance Company at a meeting duly called and held on the 12th day of March, 1980.

VOTED that the facsimile or mechanically reproduced signature of any assistant secretary of the company wherever appearing upon a certified copy of any power of attorney issued by the company, shall be valid and binding upon the company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said company, this 5th day of September, 2001.



John P. W. [Signature]  
Assistant Secretary

THIS POWER OF ATTORNEY MAY NOT BE USED TO EXECUTE ANY BOND WITH AN INCEPTION DATE AFTER August 15, 20 03.

Not valid for mortgage, note, loan, letter of credit, bank deposit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.

**All-Purpose  
Certificate of Acknowledgment**

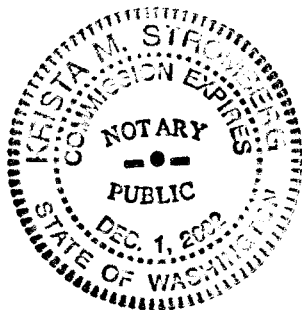
State of Washington  
County of King }

On September 5, 2001 before me, Krista M. Stromberg,  
DATE NAME OF NOTARY PUBLIC

personally appeared Suzanne Holden  
NAME(S) OF SIGNER(S)

☒ personally known to me - OR

☐ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



Witness my hand and official seal.

Krista M. Stromberg  
SIGNATURE OF NOTARY PUBLIC

Though the data below is not required by law, it may prove valuable to persons relying on the document and prevent fraudulent reattachment of this form.

**CAPACITY CLAIMED BY SIGNER**

- ☐ Individual(s)  
☐ Corporate Officer:  
☐ Title(s)  
☐ Partner(s)  
☒ Attorney-in-Fact  
☐ Trustee(s)  
☐ Subscribing Witness  
☐ Guardian/Conservator  
☐ Other:

**DESCRIPTION OF ATTACHED DOCUMENT(S)**

Type of Document

**Indemnity Bond**

Number of Pages

**One (1)**

Date of Document

**September 5, 2001**

Signer(s) Other Than Named Above

**El Paso Networks, L.L.C.**

**SIGNER IS REPRESENTING:**

NAME OF PERSON(S) OR ENTITY(IES)

**Liberty Mutual Insurance Company**